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6 MARSHALL LOSKOT
and DISABILITY RIGHTS
7 ENFORCEMENT, EDUCATION,
SERVICES: HELPING YOU
8 HELP OTHERS

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

PJH

11 MARSHALL LOSKOT, an individual; and)
12 DISABILITY RIGHTS ENFORCEMENT,)
EDUCATION, SERVICES:HELPING)
YOU HELP OTHERS, a California public)
benefit corporation,

CASE NO. C04-4988 MEJ
**JOINT STIPULATION AND [PROPOSED]
ORDER TO EXTEND MEDIATION
DEADLINE AND CONTINUE CASE
MANAGEMENT CONFERENCE**

14 Plaintiffs,

15 v.

16 HYDE OUT; YUNG WUN and LAI)
CHING, as trustees of the YUNG WUN &)
LAI CHING REVOCABLE TRUST; and)
KAJOUEE HOSSEIN, an individual dba)
HYDE OUT,

19 Defendants.

20 The parties, through their undersigned counsel, hereby stipulate to and respectfully
21 request the Court to allow an extension of the mediation deadline and a continuance of the
22 further Case Management Conference, for good cause:

23 1. Whereas at the Case Management Conference on June 2, 2005 the parties were ordered
24 to attend a mediation within 90 days;
25 2. Whereas the parties conducted a mediation session on August 30, 2005 but did not
26 reach a full and final settlement of the case;

1 3. Whereas the parties and the mediator believe a further mediation session would be
2 appropriate and beneficial;

3 4. Whereas the mediator is available during the first two weeks of October; the parties
4 respectfully request that the mediation deadline be extended to and including November
5 1, 2005 in order to continue exploring settlement through mediation;

6 5. The parties respectfully request the court to reschedule the further case management
7 conference set for September 29, 2005 to December 1, 2005. The Court has not scheduled any
8 trial dates and the continuance of the currently scheduled further case management conference
9 will not affect any pretrial dates.

10 IT IS HEREBY STIPULATED THAT:

11 1. The date for the further Case Management Conference currently scheduled for
12 September 29, 2005 at 2:30 p.m., be continued to December 1, 2005 at 2:30 p.m.
13 2. The mediation deadline be extended to and including November 1, 2005.

14 This Stipulation may be executed in faxed counterparts, all of which together shall
15 constitute one original document.

17 DATED: September 1, 2005

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

19 By: _____/s/
20 Jessica A. Dayton
21 Attorney for Plaintiffs MARSHALL LOSKOT
22 and DISABILITY RIGHTS ENFORCEMENT,
23 EDUCATION, SERVICES: HELPING YOU
24 HELP OTHERS

23 DATED: September 6, 2005

BRADLEY, CURLEY, ASIANO, BARRABEE &
CRAWFORD

25 By: _____/s/
26 Mark Gibson
27 Attorneys for Defendants HYDE OUT and
28 HOSSEIN KAJOUEE, dba HYDE OUT

1 DATED: September 1, 2005

BORTON, PETRINI & CONRON, LLP

2 By: _____ /s/
3 Curtis R. Hagan
4 Attorneys for Defendants WUN YUNG and LAI
5 CHING YUNG, as trustees of the WUN YUNG &
6 LAI CHING YUNG REVOCABLE TRUST

7 **ORDER**

8 IT IS SO ORDERED THAT:

9 The mediation deadline is extended to and including November 1, 2005 and the further
10 Case Management Conference currently scheduled for September 29, 2005 at 2:30 p.m., is
11 continued to December 1, 2005 at 2:30 p.m.

12 DATED: September 6, 2005

13 
14 Hon. Maria Elena James
15 U.S. Magistrate Judge Phyllis J. Hamilton
16 District